

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF PENNSYLVANIA**

BUDGET WATER INTERNATIONAL, INC.,

Plaintiff,

vs.

EXPERT WATER SOLUTIONS, INC., and
DERRICK KOPEC,

Defendants.

Civil Action No. 2:07-cv-037-DWA

EXPERT WATER SOLUTIONS, INC., and
DERRICK KOPEC

Counterclaim/Third Party
Claim Plaintiffs,

vs.

BUDGET WATER INTERNATIONAL, INC., and
JERRY KELLEY

Counterclaim/Third Party
Claim Defendants.

Civil Action No. 2:07-cv-037-DWA

STIPULATION OF DISMISSAL

Budget Water International, Inc., Jerry Kelley, Expert Water Solutions, Inc., and Derrick Kopec, by and through their respective undersigned counsel, hereby file this Stipulation of Dismissal. Having entered into a Co-Existence Settlement Agreement, pursuant to Federal Rule of Civil Procedure 41(a)(1), each of the parties hereby dismisses with prejudice any and all claims stated in the Complaint, the Verified Answer, Affirmative Defenses, and Counterclaims, or otherwise in the above-captioned action.

Respectfully submitted,

Dated: June 1, 2007

/s/ Kenneth McKay

Kenneth McKay, Esq.

Pa. I.D. No. 73425

Donald McKay, Esq.

Pa. I.D. No. 203132

McKay & Associates, PC

801 McNeilly Road

Pittsburgh, PA 15226

(412) 344-6113

*Attorneys for Plaintiff/Counterclaim-Defendant
Budget Water International, Inc., and
Counterclaim-Defendant Jerry Kelley*

Dated: June 1, 2007

/s/ J. Alexander Hershey

J. Alexander Hershey

Pa. I.D. No. 84741

Christopher P. Furman

Pa. I.D. No. 89822

THORP REED & ARMSTRONG, LLP

One Oxford Centre

301 Grant Street, 14th Floor

Pittsburgh, PA 15219

Telephone: (412) 394-7711

Facsimile: (412) 394-2555

E-mail: ahershey@thorpreed.com

E-mail: cfurman@thorpreed.com

*Attorneys for Defendants/Counterclaim-Plaintiffs
Expert Water Solutions, Inc., and Derrick Kopec*

6/5/07

Approved.

Janetta H. Ambrose